

THE HONORABLE JAMES L. ROBERT

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

RONALD ROWE, JR.,
MARQUIS LAMONT SMITH, and
JASSICA MARIE PITTS,

Defendants.

NO. CR05-216JLR

ORDER CONTINUING
THE PRETRIAL MOTIONS
DEADLINE AND TRIAL

ORDER

The Court having reviewed the records and files herein and considered the stipulation of the government and counsel for defendants Ronald Rowe, Jr., Marquis Lamont Smith and Jassica Marie Pitts makes the following findings and enters the following order:

1. On May 26, 2005, defendants Ronald Rowe, Jr., Marquis Lamont Smith, and Jassica Pitts were indicted for Kidnapping and Transporting a Minor with Intent to Engage in Sexual Activity. On June 24, 2005, Defendant Pitts was arraigned. On June 28, 2005, Defendant Rowe was arraigned. On June 29, 2005, Defendant Smith was arraigned.

1 2. Defendants and the government conducted a discovery conference on
2 August 5, 2005. Because of the complex issues in this case, the parties have not yet had
3 an opportunity to complete plea negotiations. Moreover, there is currently a deposition
4 of the juvenile material witness scheduled for August 22, 2005. There is also pending a
5 motion to strike that deposition. Unless there is a pretrial settlement, the parties will
6 require additional time to fully prepare for trial

7 3. Absent a pretrial settlement, the parties require additional time to fully
8 prepare for trial. The ends of justice outweigh the best interest of the public and the
9 defendant in a speedy trial. That failure to grant a continuance based upon the parties'
10 need to prepare the matter for trial, in the event settlement negotiations fail, would result
11 in a miscarriage of justice.

12 4. The government and defendant have requested and stipulated to a
13 continuance and defendants must sign and file a written waiver of speedy trial which will
14 be filed with the Court no later than August 17, 2005.

15 IT IS HEREBY ORDERED that the pretrial motions cutoff date is continued from
16 July 21, 2005 to November 8, 2005.

17 IT IS HEREBY ORDERED that trial date for defendants is continued from
18 August 17, 2005 to November 29, 2005.

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2 IT IS FURTHER ORDERED that pursuant to Title 18, United States Code,
3 Section 3161(h), the period of time from the current trial date to the new trial date is
4 excluded in the computation of time under the Speedy Trial Act as this is a reasonable
5 period of delay.

6 DONE this 12th day of August, 2005.
7

8 s/James L. Robart
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10 JAMES L. ROBART
United States District Judge

11 Presented by:
12

13 /s Patricia C. Lally
14 PATRICIA C. LALLY
Assistant United States Attorney
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16 s/
17 JILL OTAKE
Assistant United States Attorney
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